

PATENT  
09/994,440  
Docket 091/010c

REMARKS

Applicant disagrees strongly that the Amendment filed September 14, 2004 was in any way non-compliant.

The Notice indicates that new paragraphs should not be underlined. *However, no new paragraphs were added.*

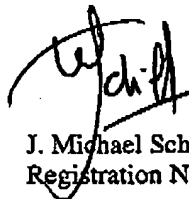
The Notice also indicates that the amendments refer to improper paragraph and line numbers. This is incorrect. The Amendment referred to the specification by paragraph number in publication US 2002/0090723 A1 — which is entirely proper, and has been considered acceptable for a number of other amendments filed by the undersigned. In fact, referring to the paragraphs by number in publication is an asset to the publications branch, since it points them directly to the section in the typesetting that requires alteration.

Request to have the application made Special

The consideration of this application has been delayed by over three months as a result of the Legal Instruments Examiner incorrectly assessing the Amendment filed September 14, 2004 as non-compliant. Surely it shouldn't take the Office three months to make this assessment.

As a remedy, it is hereby requested that this application be made Special pursuant to 37 CFR § 1.102(b) at no expense to applicant. This is appropriate in view of the delay in processing of the application by the Office, and because of the potential importance of this invention in the development of pluripotent stem cells and their derivatives for use in human therapy.

Respectfully submitted,



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*Facsimile Transmittal Sheet*

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